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FACSIMILE TRANSMISSION CONFIDENTIAL

DATE: June 5, 2002

CLIENT-MATTER NO.: 22407-05390

TO:

NAME	FAX NO.	PHONE NO.
Daryl Forte, Supervisor Group 2100 USPTO	703-746-7239	703-305-9635

FROM: Martin Loui

PHONE: (650) 858-7901

SENT BY: Dana Chevalier

PHONE: (650) 496-5363

NUMBER OF PAGES WITH COVER PAGE: 7

ORIGINAL WILL NOT FOLLOW

MESSAGE:

RE: U.S. Patent Application Serial No.: 09/925,120
Title: Method and System for Remote Television Replay Control
Filed: August 8, 2001
Inventors: Millard E. Sweatt, III, et al.
Our Ref.: 22407-05390

Daryl,

Per our telephone conversation of today, attached is a copy of the following IDS materials which were submitted via U.S. mail on November 27, 2001 for the serial number referenced above:

1. Transmittal;
2. PTO Form 1449;
2. Information Disclosure Statement; and
3. Stamped Postcard.

As I mentioned to you, we have submitted a total of three IDS's for this application. We are concerned because this particular IDS of 11/27/01 is not reflected on the PAIR System.

Thank you for your assistance.

Dana Chevalier (650) 496-5363 (Assistant to Martin Loui)

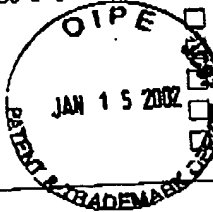
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THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE OR THEIR DESIGNEE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, OR IF THEY ARE NOT CLEAR,
PLEASE CALL DANA CHEVALIER AT (650) 496-5363 AS SOON AS POSSIBLE.

22407/05390/DOCS/1273874.1

Date Mailed: <u>11-27-01</u>	Atty/Sec. MSU/scg	Filing Date: <u>8/8/2001</u>
Application No: <u>09/925,120</u>		Docket No: <u>22407-05390</u>
Applicant(s): <u>Millard E. Sweatt, III, et al</u>		
Title: <u>Method And System For Remote Television Replay Control</u>		
Please Imprint Patent Office "date stamp" hereon to indicate receipt and return card to addressee		
<input type="checkbox"/> <u> </u> pages of Specification, Claims & Abstract	<input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i).	
<input type="checkbox"/> <u> </u> sheets of formal drawings	<input type="checkbox"/> Response to Notice Of Missing Parts	
<input type="checkbox"/> Provisional Application Cover Sheet	<input type="checkbox"/> Request to Correct Filing Receipt	
<input type="checkbox"/> New Utility Application Transmittal	<input type="checkbox"/> Request for Correction of Recorded Assignment	
<input checked="" type="checkbox"/> Transmittal	<input checked="" type="checkbox"/> IDS, PTO-1449, and cited references	
<input type="checkbox"/> Fee Transmittal (In duplicate)	<input type="checkbox"/> Issue Fee Transmittal	
<input type="checkbox"/> Declaration	<input type="checkbox"/> Letter to Chief Draftsperson	
<input type="checkbox"/> Assignment & Recordation Cover Sheet	<input type="checkbox"/> Formal Drawings: <u> </u> sheets	
<input type="checkbox"/> Power of Attorney	<input type="checkbox"/> Request for Certificate of Correction	
<input type="checkbox"/> CPA Request Transmittal	<input type="checkbox"/> Notice of Appeal	
<input type="checkbox"/> Application Data Sheet	<input type="checkbox"/> Express Mail No.	
<input type="checkbox"/> Check in the amount of \$		
<input type="checkbox"/> Amendment/Response		
Other <u> </u>		





PTO/SB/21 (modified)
Approved for use through xx/xx/xx. OMB 0851-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95		U.S. Department of Commerce Patent and Trademark Office		Application Number	09/925,120
TRANSMITTAL FORM (to be used for all correspondence during pendency of filed application)				Filing Date	8/8/2001
				First Named Inventor	Sweatt, III
				Group Art Unit Number	2152
				Examiner Name	Not Yet Known
Total Number of Pages in This Submission		221	Attorney Docket Number		22407-05390

ENCLOSURES (check all that apply)	
<input type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input checked="" type="checkbox"/> Information Disclosure Statement & PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Cited References <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input type="checkbox"/> Amendment/Response: [] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) [] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
REMARKS:	

SIGNATURE OF ATTORNEY OR AGENT	
Signature:	<i>Martin S. C. Loui</i>
Attorney/Reg. No.:	Martin S. C. Loui, Reg. No. 43,411
Dated:	November 27, 2001

CERTIFICATE OF MAILING	
I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.	
Signature:	<i>Martin S. C. Loui</i>
Typed or Printed Name:	Martin S. C. Loui
Dated:	November 27, 2001
Express Mail Mailing Number (optional):	

22407/05390/DOCS/1/1225809.1

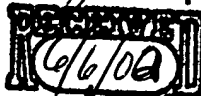
F-314 T-316 P.03/07

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From-FENWICK AND WEST LLP

11:10am 06-05-02

Official



Copy of paper #9

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Millard E. Sweatt, III, Jeff Hastings, Don Woodward, Chris E. Matichuk, Shahriar Kianersi, Gurminder Surner, Alain Regnier, Sunil Mohan, Hugh E. Cooney, Edward King, Philippe Pignon, and Mark Nudelman

APPLICATION NO.: 09/925,120

FILING DATE: August 8, 2001

TITLE: Method and System for Remote Television Replay Control

EXAMINER: Not Yet Known

GROUP ART UNIT: 2152

ATTY. DKT. NO.: 22407-05390

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: NOVEMBER 27, 2001

By: Martin S. C. Loui
Martin S. C. Loui, Reg. No.: 43,411

COMMISSIONER FOR PATENTS
WASHINGTON, DC. 20231

INFORMATION DISCLOSURE STATEMENT
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO-1449 listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference which may be material to the examination of this application, and with respect to which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

PATENT

- ☐ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).

The Information Disclosure Statement submitted herewith is being filed:

- ☒ within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first official action on the merits, whichever event last occurred;
OR
- ☐ before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;
- ☐ after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either:
- (1) a final action under 37 CFR § 1.113; OR
 - (2) a notice of allowance under 37 CFR § 1.311; AND
- ☐ attached hereto is the fee of \$180, as set forth under 37 CFR § 1.17(p), for submission of this Information Disclosure Statement under 37 CFR § 1.97(c); OR
- ☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:
- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement;
OR
- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.
- OR
- ☐ before the payment of the issue fee but after the mailing date of the first to occur of either:

PATENT

- [1] a final action under 37 CFR § 1.113; OR
- [2] a notice of allowance under 37 CFR § 1.311; AND
- in accordance with the requirements of 37 CFR § 1.97(d):
- ☐ Applicant certifies pursuant to 37 CFR. § 1.97(e) that:
- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND
- ☐ Applicant hereby respectfully petitions for the consideration of the accompanying Information Disclosure Statement under 37 CFR § 1.97(d)(2); AND
- ☐ Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

☐ Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement. 37 CFR § 1.704(d).

☒ Applicant submits that no fee is required for the consideration of the accompanying Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,
Millard E. Sweatt, III, et al.

Dated: NOVEMBER 29, 2001

By: Martin S. C. Loui
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Sheet 1 of 1

FORM PTO-1449
(REV. 6-89)U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Attorney's Docket No.
22407-05390Serial No.
09/925.120Applicant
Millard E. Sweatt, III, et al.Filing Date
8/8/2001Group Art Unit
2152

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	5,999,688	12/07/99	Iggulden et al.	388	46	08/13/98
	5,987,210	11/16/99	Iggulden et al.	386	46	12/15/95
	5,696,866	12/09/97	Iggulden et al.	386	46	09/12/94
	5,682,093	11/25/97	Iggulden et al.	386	46	01/04/94
	5,455,630	10/03/95	McFarland et al.	348	476	08/06/93
	5,333,091	07/26/94	Iggulden et al.	360	14.1	01/08/93

FOREIGN PATENT DOCUMENTS

Document Number	Date	Country	Class	Subclass	Translation	
					Yes	No
EP 0 693 215 B1	11/25/98	Europe	G11B	27/02	Yes	
AU 694568	03/21/96	Australia	H04N	5/78	Yes	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered

Include copy of this form with next communication to applicant

PTO-1449
REV: 02/01

22407/05390/DOCS/1225782.1

T-316 P.07/07 F-314

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FROM-FENWICK AND WEST LLP

06-05-02 11:11am